

WEDNESDAY, APRIL 14, 1999
ELEVENTH LEGISLATIVE DAY
FIRST EXTRAORDINARY SESSION

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Bill Griffith, First Baptist Church, Cleveland, Tennessee.

Representative Bunch led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 98

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative McAfee; illness.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 48: Rep(s). Pleasant as prime sponsor(s).

MESSAGE FROM THE SENATE

April 14, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 40 and 49; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 40 -- Memorials, Public Service - "Keep Bristol Beautiful," organizers and participants. by *Ramsey.

Senate Joint Resolution No. 49 -- Memorials, Professional Achievement - Pfizer Drug Company, 150th Anniversary. by *Ramsey, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for April 15, 1999:

House Resolution No. 22 -- Memorials, Congratulations - Linda Moynihan, Champion of Change Award recipient. by *Eckles, *Caldwell, *Garrett.

House Joint Resolution No. 49 -- Memorials, Academic Achievement - Angela Shears, 1999 Southern Appalachian Regional Spelling Bee champ. by *Baird, *Goins.

House Joint Resolution No. 50 -- Memorials, Death - Joseph W. Shew. by *Patton.

House Joint Resolution No. 52 -- Memorials, Retirement - J. Keith Haney. by *DeBerry J.

House Joint Resolution No. 53 -- Memorials, Retirement - Joe Johnson, President, University of Tennessee. by *Bone, *Caldwell, *Garrett.

House Joint Resolution No. 54 -- Memorials, Sports - Sullivan Central High School girls' cross country team, TSSAA state champions. by *Godsey.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for April 15, 1999:

Senate Joint Resolution No. 40 -- Memorials, Public Service - "Keep Bristol Beautiful," organizers and participants. by *Ramsey.

Senate Joint Resolution No. 49 -- Memorials, Professional Achievement - Pfizer Drug Company, 150th Anniversary. by *Ramsey, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

CONSENT CALENDAR

House Resolution No. 20 -- Memorials, Death - Billy "Bill" Bently Stapleton. by *Roach.

House Joint Resolution No. 36 -- Memorials, Recognition and Thanks - E.R. "Reid" Bell. by *Tidwell.

House Joint Resolution No. 37 -- Memorials, Recognition and Thanks - James B. Trosper, Sr. by *Turner (Shelby).

House Joint Resolution No. 38 -- Memorials, Recognition and Thanks - Josephine Franklin. by *Turner (Shelby).

House Joint Resolution No. 39 -- Memorials, Professional Achievement - Almore Alphonse Thompson, 1998-1999 Tennessee State University College of Education Teacher of the Year. by *Armstrong, *Brown, *Miller L, *Jones U (Shelby), *DeBerry J, *Tindell, *Brooks, *Turner (Shelby), *Cooper B, *Towns, *DeBerry L.

House Joint Resolution No. 40 -- Memorials, Congratulations - St. George's Day School Chess Team. by *Scroggs.

House Joint Resolution No. 41 -- Memorials, Public Service - Dr. Earl Irvin West. by *Scroggs.

House Joint Resolution No. 42 -- Memorials, Professional Achievement - ETSU College of Nursing. by *Davis (Washington), *Patton.

House Joint Resolution No. 43 -- Memorials, Professional Achievement - Quillen College of Medicine. by *Davis (Washington), *Patton.

House Joint Resolution No. 44 -- Memorials, Recognition and Thanks - Diantha Pare'. by *Caldwell.

House Joint Resolution No. 45 -- Memorials, Personal Occasion - Joseph Bonzanto and Carolyn Brown Caldwell, 50th Wedding Anniversary. by *Caldwell.

House Joint Resolution No. 46 -- Memorials, Death - Reverend Frank Shown. by *Baird, *Goins.

House Joint Resolution No. 47 -- Memorials, Academic Achievement - Aaron Lay, Whittle Scholarship recipient. by *Baird, *Goins.

House Joint Resolution No. 48 -- Memorials, Professional Achievement - Police Chief Don Wray, Old Hickory Award recipient. by *Hargett.

Rep. Davis (Washington) moved that all members voting aye on House Joint Resolution No. 42 and House Joint Resolution No. 43 be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Miller moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes..... 98
Noes..... 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Hargrove moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 51 out of order, which motion prevailed.

House Joint Resolution No. 51 -- Memorials, Recognition and Thanks - Dr. J.T. Moore, Jr. by *Hargrove.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Hargrove, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Kisber moved that the rules be suspended for the purpose of introducing House Resolution No. 21 out of order, which motion prevailed.

House Resolution No. 21 -- Memorials, Congratulations - Pfizer Drug Company, 150th Anniversary. by *Kisber.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Kisber, the resolution was adopted.

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 93: Rep(s). Brown as prime sponsor(s).

MESSAGE FROM THE GOVERNOR

April 14, 1999

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 22, 23, and 30, with his approval.

COURTNEY PEARRE, Counsel to the Governor.

ENGROSSED BILLS

April 14, 1999

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 51.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENGROSSED BILLS

April 14, 1999

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, and 48.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 14, 1999

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 25, 26, 27, 28, 29, and 31; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENROLLED BILLS

April 14, 1999

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 25, 26, 27, 28, 29, and 31; also, House Resolution(s) No(s). 20 and 21.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED
April 14, 1999

The Speaker signed the following: House Joint Resolution(s) No(s). 25, 26, 27, 28, 29, and 31; also, House Resolution(s) No(s). 20 and 21.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
April 14, 1999

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 25, 26, 27, 28, 29, and 31; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK
April 14, 1999

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 25, 26, 27, 28, 29, and 31.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ROLL CALL

The roll call was taken with the following results:

Present..... 97

Representatives present were: Armstrong, Arriola, Baird, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

RECESS MOTION

On motion of Rep. Hargrove, the House recessed until 9:00 a.m., Thursday, April 15, 1999.